

**Laura P. Valtorta**

185218

Attorney at Law

March 30, 2007  
The Hon. Daniel E. Shearouse  
Clerk of Court  
The South Carolina Supreme Court  
1231 Gervais Street  
Columbia, SC 29201

**COPY**  
Posted: D. Duke  
Dept: SA - 075  
Date: 4-2-07  
Time: \_\_\_\_\_

903 Calhoun Street  
Columbia, SC 29201  
(803) 771-0828  
Fax (803) 765-9261

RE: South Carolina Office of Regulatory Staff v. Carolina  
Water Service, Inc., Public Service Commission  
docket no. 2006-92-W/S

Dear Mr. Shearouse:

Enclosed for filing is an Amended Notice of Motion and  
Motion to File an Amicus Curiae Brief on behalf of the Forty Love  
Point Homeowners Association of which I am a member. There is a  
Certificate of Service attached.

The original plus seven copies are enclosed. Please return the  
extra copy, once it is clocked in, to me in the enclosed self-  
addressed, stamped envelope.

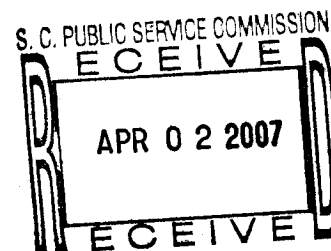
The \$25 filing fee was paid in January 2007 with the original  
Notice.

Thank you.

Sincerely,

*Laura P. Valtorta*

Laura P. Valtorta  
Forty Love Point Homeowners' Association



Cc: South Carolina Office of Regulatory Staff;  
S.C. Public Service Commission;  
Willoughby & Hoefer, attorneys for Carolina Water Service

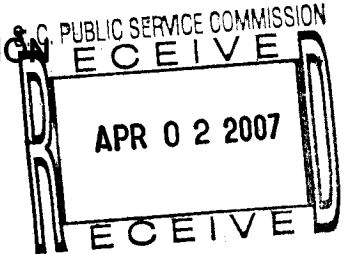
THE STATE OF SOUTH CAROLINA  
In the SUPREME COURT

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APPEAL FROM THE PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

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Docket no. 2006- 92-W/S



South Carolina Office of Regulatory Staff.....Appellant

v.

Carolina Water Service, Inc.....Respondent

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**AMENDED NOTICE OF MOTION AND MOTION TO  
FILE AN AMICUS CURIAE BRIEF**

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Pursuant to Rule 213 of the South Carolina Appellate Court Rules, the Forty Love Point Homeowners' Association [hereinafter "Forty Love HOA"] moves to file an Amicus Curiae Brief in the above-captioned matter. This motion is filed by and through the undersigned Forty Love HOA Vice President, Laura P. Valtorta, Attorney at Law.

The Forty Love Homeowners' Association wishes to present the attached affidavits to the Supreme Court as a further argument against the rate increase requested by Carolina Water Service.

In December 2006 and January 2007, Forty Love HOA requested from South Carolina DHEC a list of Carolina Water Services' DHEC violations in our neighborhood for the past five years. As of yet, this Freedom of Information Act Request has not been answered. If leave to file the full brief is granted, these DHEC violations would be a part of that brief. If DHEC fails to respond, that would be an issue, since Carolina Water Service argues that DHEC violations should be kept secret from the consumer.

The reasons for this motion are as follows:

1. **PROBLEMS WITH WATER AND SEWER SERVICE:** Forty Love residents have long expressed dissatisfaction with the water and sewer service provided by Carolina Water Service [CWS]. We were present at the meeting before the Public Service Commission on September 7, 2006 and expressed total

opposition to the rate increase requested by Carolina Water Service, based on the poor quality of the water, the problems with water pressure, new construction in our neighborhood which has allegedly resulted in a SC DHEC moratorium on taps installed by CWS, stench from the sewer service, and problems with service.

**2. UNSATISFACTORY REPRESENTATION BY THE SC OFFICE OF REGULATORY STAFF:** In this appeal to the Supreme Court, the Office of Regulatory Staff fails to represent the interests of the Forty Love HOA. We are in support of the orders put forth by the S.C. Public Service Commission on this matter. See S.C. Code 58-4-10.

a. Forty Love HOA argues that CWS needs to be held accountable for its actions, and needs to provide to the public and to the Public Service Commission information on such matters as the subdivisions serviced by CWS and the rates charged for water and sewer to each subdivision (Appellant's motion, EXHIBIT A, page 2).

b. The Commission does have the right and the obligation to rely on public testimony and public opinion in reaching its decisions (Appellant's Motion, Exhibit C, page 12). The Commission must evaluate from public testimony whether or not CWS is providing adequate water service in accordance with S.C. Code 58-5-710 et ff.

c. Forty Love HOA does need to review data regarding upgrades CWS has made to its infrastructure, particularly because we are experiencing tremendous growth in our area. (Appellant's Motion, Exhibit C).

d. Information with regard to SC DHEC violations by CWS need to be made public, particularly to customers of CWS (Appellant's Motion, EXHIBIT C, pp. 28-29).

**3. INADEQUATE NOTICE OF PROPOSED RATE INCREASE SETTLEMENT:** At the public hearing on September 7, 2006, Forty Love HOA was surprised to discover that a settlement proposal had been worked out between the Office of Regulatory Staff and CWS. The proposed settlement was more than 100 pages long. No notice of this had been provided to complainants, even though ORS had notice beforehand that Forty Love HOA would testify at the hearing.

**4. HOMEOWNERS WISH TO SUBMIT AFFIDAVITS WITH REGARD TO ONGOING PROBLEMS WITH CWS.** These affidavits are attached.

Respectfully submitted by,

HOME  
223 Forty Love Point Drive  
Chapin, SC 29036

Laura P. Valtorta  
Laura P. Valtorta, Esquire  
FORTY LOVE POINT HOA  
903 Calhoun Street  
Columbia, SC 29201  
(803) 771-0828

Other Counsel of Record:  
John M.S. Hoefer, Esquire  
Benjamin P. Mustian, Esquire  
Willoughby & Hoefer, P.A.  
930 Richland Street  
P.O. Box 8416  
Columbia, SC 29202-8416  
803-252-3300  
Attorneys for Respondent  
Carolina Water Service, Inc.

C. Dukes Scott, Esquire  
Florence P. Belser, Esquire  
Nanette S. Edwards, Esquire  
South Carolina Office of Regulatory Staff  
P.O. Box 11263  
Columbia, SC 29211  
803-737-0877  
Attorneys for Appellant  
South Carolina Office of Regulatory Staff.

Charles L.A. Terreni, Esquire  
Chief Clerk & Administrator  
Public Service Commission of South Carolina  
101 Executive Center Drive  
Columbia, SC 29210

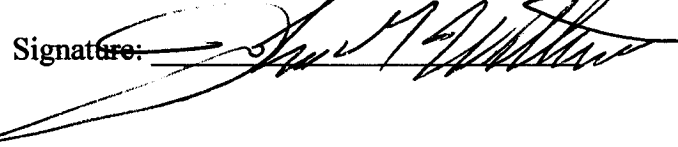
STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )

AFFIDAVIT

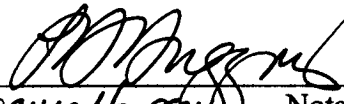
Before me, the undersigned Notary, Laurathuggins, on the 14 day of February, 2007, personally appeared the undersigned affiant, JOHN G. WILLIAMS, who being first duly sworn by me on his/her oath, deposes and says the following:

1. I am a resident of the aforementioned county and reside at 121 Match Point Drive, Chapin, SC, 29036. Carolina Water Service ("CWS") provides the water service for my residence.
2. I believe CWS should not receive the rate increase it requested of the Public Service Commission in the fall of 2006 because of the following recurring problems or concerns with the water service CWS provides: 1) the entire summer of 2007 there was a constant problem with water pressure and a continuous mixture of air and water. CWS did not respond to the complaints and did not return phone calls. Further investigation revealed that CWS which is supposed to have 7 tanks servicing this area was operating (or should I say not operating) with only two – this is truly negligence on their part. 2) The quality of water provided by CWS is awful – we do not drink it for fear of developing health problems. The water etches glass, stains marble and destroys the surface of metal faucets, drains, etc. 3) CWS installed a tank and station just off Hiller Road and the stench is horrendous. Numerous complaints to CWS from neighbors have been futile. 4) There have been numerous incidents over the three years where service was interrupted and water boiling advisories were issued. The most recent was February 8, 2007. This is a constant problem for CWS.
3. This is one of the most non-responsive, irresponsible companies I have ever dealt with. The situation reminds me of the contaminated water that the poor residents of lower Richland County tolerated for so long. I would like to find that we have not suffered the same consequences, however, I would not be surprised. It is blatantly obvious that CWS has not put forth the effort to provide a quality product and if it were not for this "protected territory" and a lack of competition, CWS would be out of business. I would strongly advise the Public Service Commission, DHEC, and any other regulatory agency, to take a hard look at CWS and also please consider pulling their license to operate and switch this service area over to Columbia City Water Service. Columbia City Water Service is now in close proximity to our area and I personally would agree to a special assessment just to get quality water that is safe and provided by a reliable entity.

Print Name: JOHN G. WILLIAMS

Signature: 

Subscribed and sworn to before me  
This 14 day of February 2007.

  
Camille Ferguson, Notary Public  
For the State of South Carolina  
My commission expires: 5/26/08

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )

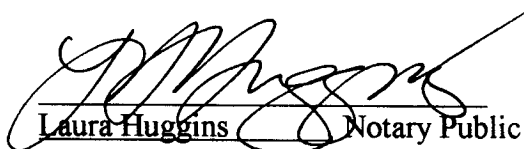
AFFIDAVIT

Before me, the undersigned Notary, Laura Huggins, on the 14 day of February, 2007, personally appeared the undersigned affiant, Giles Huggins, who being first duly sworn by me on his/her oath, deposes and says the following:

1. I am a resident of the aforementioned county and reside at 12 Deuce Court, Chapin, SC, 29036. Carolina Water Service ("CWS") provides the water service for my residence.
2. I believe CWS should not receive the rate increase it requested of the Public Service Commission in the fall of 2006 because of the following recurring problems or concerns with the water service CWS provides: (1) Failure to notify residents properly of routine scheduled maintenance, (2) Failure to properly notify residents when a "boil restriction" is lifted (3) continual damage to household fixtures caused by condition of water; (4) frequently occurring low water pressure (5) water continues to be cloudy (6) I request our water system be connected to the City of Columbia water supply.
3. I have attempted to contact CWS to remedy one or more of the aforementioned problems, with little to no success. List dates and contact names of CWS representatives if available: Thursday, February 8<sup>th</sup>, 2007 (no call back during water outage situation through Monday, February 12, 2007; Supplied phone number contact information with online bill payment in the memo section of the bank payment for several months including the following bills dated: 9/28/2006; 10/18/2006; 11/30/2006; 1/8/2007; 1/31/2007

  
Print Name Giles Huggins

Subscribed and sworn to before me  
This 14 day of February 2007.

  
Laura Huggins Notary Public  
For the State of South Carolina  
My commission expires: 5/26/2008

**February 16, 2007**

**Chad Campbell  
Office of Regulatory Staff  
P.O. Box 11263  
Columbia, SC 29211  
803 737-5194  
803 737-4750 fax**

**Subject: Carolina Water incompetence continues**

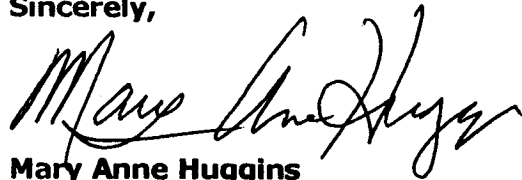
**Good Morning Chad,**

**I believe you assured me last Thursday you had personally given Carolina Water my Service Address Telephone #. As I told you on Monday I never received a call from them in person or automated. As of today I still have not received a call.**

**Much to my dismay last night when I opened the Carolina Water bill dated 2/12/2007 (Monday). There is another request for the phone number in the \*\*\*\*\*Important Customer Information\*\*\*\*\* section. I have attached the bill. The Service Address Telephone # under our name is still blank!**

**Maybe you can call them again.**

**Sincerely,**

A handwritten signature in black ink, appearing to read "Mary Anne Huggins", written over a horizontal line.

**Mary Anne Huggins  
12 Deuce Court  
Forty Love Point  
Chapin, SC 29036  
803 781-5921**

**P.S. 1) I would very much like to see our water supply changed to City of Columbia. They are right down the road from us in Village of Hilton.  
(2) Our water is still cloudy**



**February 16, 2007**

**Chad Campbell  
Office of Regulatory Staff  
P.O. Box 11263  
Columbia, SC 29211  
803 737-5194  
803 737-4750 fax**

**Subject: Carolina Water event Thursday, February 8, 2007**

**Dear Mr. Campbell,**

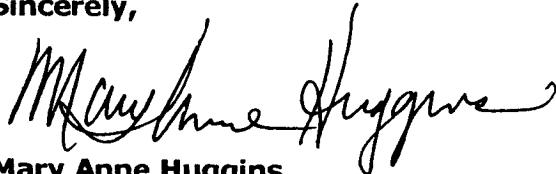
**This letter is to follow up, in writing, the chain of events that occurred during Carolina Water's "scheduled" maintenance event which was "unscheduled" in the eyes of most Forty Love Point residents. Here is a recap of the unfortunate events that occurred:**

- 1. Household at 12 Deuce Court did not receive notification via the new automated response system although our service address phone number has been sent to them with the past four bill payments.**
- 2. In the past, residents have been notified via signs in the neighborhood. There was NO notification of a change in the "notification" system.**
- 3. After contact personally by you, Carolina Water has, to this date, not given this household a call via automated system or in person.**
- 4. It required your intervention on Thursday to have signs put up in the neighborhood alerting residents of the outage and "boil water" restriction.**
- 5. This outage potentially impacted the health of our citizens, especially the infirmed, pregnant women and our children.**
- 6. Late notification to most residents, including me, that a "boil water" restriction was in place. We only found out by talking to you.**
- 7. No notification to this household that the "boil water restriction" had been lifted other than a sign in the neighborhood that I did not see until Sunday night.**
- 8. To this date, no follow-up by Carolina Water to rectify this situation.**

**Since water is a requirement to life, I am formally requesting the water system supplying Forty Love Point be switched to the system run by the City of Columbia. The City of Columbia services the Villages of Hilton right down the road.**

**Please keep me updated on the resolution to the blatant disrespect for the public health safety of our citizens by a regulated utility.**

**Sincerely,**



**Mary Anne Huggins  
12 Deuce Court  
Forty Love Point  
Chapin, SC 29036  
803 781-5921**

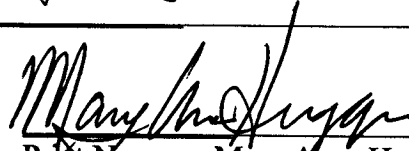
**CC: Michele Culbreat, DHEC, P.O. Box 156, State Park, SC 29147**

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )

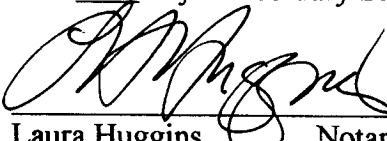
AFFIDAVIT

Before me, the undersigned Notary, Laura Huggins, on the 14 day of February, 2007, personally appeared the undersigned affiant, Mary Anne Huggins, who being first duly sworn by me on his/her oath, deposes and says the following:

1. I am a resident of the aforementioned county and reside at 12 Deuce Court, Chapin, SC, 29036. Carolina Water Service ("CWS") provides the water service for my residence.
2. I believe CWS should not receive the rate increase it requested of the Public Service Commission in the fall of 2006 because of the following recurring problems or concerns with the water service CWS provides: (1) Failure to notify residents properly of routine scheduled maintenance, (2) Failure to properly notify residents when a "boil restriction" is lifted (3) continual damage to household fixtures caused by condition of water; (4) frequently occurring low water pressure (5) water continues to be cloudy  
(6) I request our water system to be connected to the City of Columbia water supply.
3. I have attempted to contact CWS to remedy one or more of the aforementioned problems, with little to no success. List dates and contact names of CWS representatives if available: Thursday, February 8<sup>th</sup>, 2007 (no call back during water outage situation through Monday, February 12, 2007; Supplied phone number contact information with online bill payment in the memo section of the bank payment for several months including the following bills dated: 9/28/2006; 10/18/2006; 11/30/2006; 1/8/2007; 1/31/2007  
Letters to Office of Regulatory Staff and DHEC dated February 16, 2007.

  
Print Name: Mary Anne Huggins

Subscribed and sworn to before me  
This 14 day of February 2007.

  
Laura Huggins, Notary Public  
For the State of South Carolina  
My commission expires: 5/26/2008

STATE OF SOUTH CAROLINA )

COUNTY OF RICHLAND \_\_\_\_\_ )

AFFIDAVIT

Before me, the undersigned Notary, Laura P. Valtorta and on the 20<sup>th</sup> day of February, 2007, personally appeared before me the undersigned affiant, **REID RADTKE**, who being first duly sworn by me on his oath, deposes and states as follows:

I AM ABSOLUTELY 100% AGAINST ANY RATE INCREASE FOR CAROLINA WATER SERVICE.

THE FOLLOWING REASONS ARE WHAT HAVE INFLUENCED MY OPINION:

- 1) THE WATER HAS RUINED THE APPEARANCE OF ALL FAUCETS AND FIXTURES. THE WATER LEAVES A NON-CLEANABLE RESIDUE ON THESE.
- 2) WATER IS UNDRINKABLE DUE TO ITS CHLORINE CONTENT AND SMELL.
- 3) WATER SYSTEM CAN NOT PROVIDE SUFFICIENT PRESSURE TO HAVE FIRE HYDRANTS WHICH IS A RISK TO ALL HOMEOWNERS.
- 4) OVER THE PAST TWO YEARS OF OUR RESIDENCE IN THIS NEIGHBORHOOD WE HAVE BEEN ADVISED BY CAROLINA WATER WITH APPROXIMATELY 4 NOTICES OF CONTAMINATED WATER AND TO BOIL THE WATER TO AVOID ANY ILLNESS.
- 5) THE QUALITY OF THE WATER IS NOT EVEN CLOSE TO THE CITY OF COLUMBIA AND IS OVER 65% HIGHER IN RATE.
- 6) CAROLINA WATER HAS NEVER ADDRESSED ANY OF THE CURRENT PROBLEMS AND GIVEN AN ACTION PLAN FOR IMPROVEMENT. AFTER LIVING IN NEW YORK FOR THE PAST 6 YEARS, I AM SHOCKED BY THE COST OF WATER THAT IS CHARGED FOR THIS AREA AND FIND IT CRIMINAL TO SAY THE LEAST.

Reid R. Radtke

(print name) Reid R. Radtke

Sworn to and subscribed before me this 20<sup>th</sup> day of

February, 2007.

Laura P. Valtorta

Notary public for South Carolina.

My commission expires: March 2, 2013

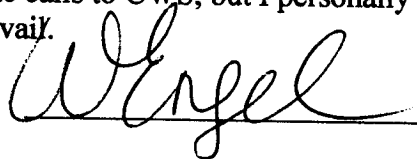
STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND \_\_\_\_\_ )

AFFIDAVIT

Before me, the undersigned Notary, \_\_\_\_\_, and on the \_\_\_\_\_ day of \_\_\_\_\_, 2007, personally appeared before me the undersigned affiant, **WENDY ENGEL**, who being first duly sworn by me on his/her oath, deposes and states as follows:

1. I am a resident of the aforementioned county and reside at 222 Match Point Drive, Chapin, SC 29036. Carolina Water Service ("CWS") provides the water service for my residence.
2. I believe CWS should not receive the rate increase it requested before the Public Service Commission in 2006 because of the following recurring problems concerns with the water service CWS provides:
  - a) POOR WATER PRESSURE numerous times a year.
  - b) Mineral content enough to ruin a shower (glass doors), faucets, water heaters and toilets.
  - c) BOIL WATER ADVISORIES at least 1-2 times per year.
  - d) NO WATER, without notification from CWS.
  - e) NO PHONE CALLS from CWS when there was a boil-water advisory on February 8, 2007. We drank the water at my house until we happened to leave the neighborhood and see one sign.
  - f) WATER OFTEN SMELLS OF high levels of chlorine or is rust-colored.
  - g) Clothing and skin often smells musty due to the water smell.
  - h) Family must buy bottled water because we don't like the taste of the water provided by CWS.
  - i) RUDE EMPLOYEES at the CWS call center.
  - j) PHONE ALERT SYSTEM at CWS failed to alert more than 10 homes in the neighborhood on February 8, 2007, out of approximately 125 homes.
  - k) It is also my understanding that the fire hydrants are inadequate and in case of fire, water would have to be pumped out of the lake.

3. As a Board Member, I have not made phone calls to CWS, but I personally know of others who have called to complain, and to no avail.



(print name) \_\_\_\_\_

Sworn to and subscribed before me this 20th day of February 2007.

Laura P. Valtorta

Notary public for South Carolina.

My commission expires: March 2, 2013

STATE OF SOUTH CAROLINA )  
COUNTY OF RICHLAND )

AFFIDAVIT

Before me, the undersigned Notary, Laura Valtorta and on the 18th day of March, 2007, personally appeared before me the undersigned affiant, **NANCY MARCHELE EVANS**, who being first duly sworn by me on his oath, deposes and states as follows:

I AM AGAINST ANY RATE INCREASE FOR CAROLINA WATER SERVICE.

THE FOLLOWING REASONS ARE WHAT HAVE INFLUENCED MY OPINION:

- 1) THE WATER TASTES BAD AND I FILTER IT JUST TO BE ABLE TO DRINK IT.
- 2) THE WATER LEAVES A HEAVY RESIDUE ON PLUMBING FIXTURES AND SHOWERS AND IS VERY HARD TO CLEAN.
- 3) OVER THE PAST THREE YEARS OF MY RESIDENCE IN THIS NEIGHBORHOOD, I HAVE BEEN ADVISED BY CAROLINA WATER WITH AT LEAST 5 NOTICES OF CONTAMINATED WATER AND TO BOIL THE WATER TO AVOID ANY ILLNESS.
- 4) CAROLINA WATER HAS NEVER ADDRESSED ANY OF THE CURRENT PROBLEMS NOR GIVEN AN ACTION PLAN FOR IMPROVEMENT.

Marchele Evans

(print name) Marchele Evans

Sworn to and subscribed before me this 18th day of

March 2007.  
Laura P. Valtorta

Notary public for South Carolina.

My commission expires: March 3, 2013

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND )

AFFIDAVIT

Before me, the undersigned, VICKI L. WATT and GARY M. WATTS, who after first being duly sworn, personally appeared before me and state as follows:

WE ARE ABSOLUTELY AGAINST ANY RATE INCREASE FOR CAROLINA WATER SERVICE FOR THE FOLLOWING REASONS:

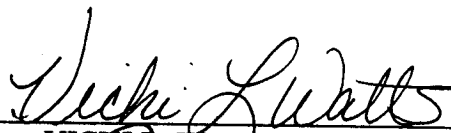
- 1) The water is often cloudy with items floating in it, especially after a "problem has occurred" and we have been told that it was okay to drink. There have been times that our family was uncomfortable even bathing in it, much less drinking it.
- 2) Often the water has a strong chlorine smell, which of course, causes us not to feel comfortable drinking the water.
- 3) A residue is left in all tubs and sinks as a result of the "film" in the water.
- 4) We have been residents of Forty Love Point for four (4) years. We absolutely cannot count the number of times that we have been notified that the water was not safe for drinking, sometimes by neighbors, or neighborhood emails, rather than Carolina Water.
- 5) In January of this year, our sewage backed up and our holding tank is in the front yard. Carolina Water did correct the problem quickly. However, stated that they would be back in a couple of weeks to repair the yard and restore the sod after the ground had settled. Just last week, we actually had our landscaper repair the yard, bringing dirt in and replacing sod. This was done at "our" expense.
- 6) Again, I cannot recall the number of times that I have turned my faucets on only not to have any water. No notice, no warning.
- 7) This most recent time that there was a problem, when the water was restored, the air in the lines was so abundant, that my entire household thought the toilets and showers were coming out of the walls the noise was so loud and awful. This cannot be good for the pipes or our fixtures.



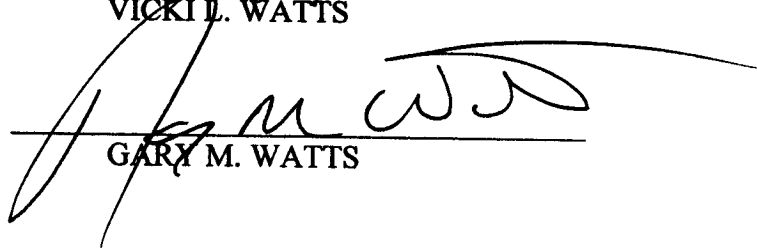
- 8) There is great concern as to what kind of damage has been done to sprinkler systems and fountains around pools. The lines carrying the water to these vessels are not nearly as strong as the larger pipes.

IT IS the aforesaid reasons that we feel STRONGLY that Carolina Water SHOULD NOT be given a rate increase, but should be investigated by DHEC and should be made to produce all records pertaining to violations to the public.

FINALLY, Carolina Water should be held accountable to produce a plan for correction of the aforementioned problems, as well as held accountable by it's customers.



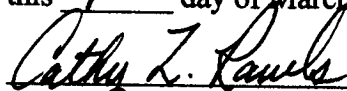
VICKI L. WATTS



GARY M. WATTS

SWORN to and subscribed before me

this 9<sup>th</sup> day of March, 2007.



Notary Public for South Carolina

My commission expires: 4-3-2010

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF RICHLAND \_\_\_\_\_ )

AFFIDAVIT

Before me, the undersigned Notary, Laura P. Valtorta and on the 28th day of February, 2007, personally appeared before me the undersigned affiant, Maureen Petkewich, who being first duly sworn by me on his oath, deposes and states as follows:

I am opposed to a rate increase for Carolina Water Service for the following reasons:

1. Carolina Water Service recently failed to call our residence to inform us of the risk of water contamination and that a boil-water advisory was in effect. On this day, I used the water to make formula for my one-year-old daughter who was home sick at the time.
2. On a later date when water pressure was low, Carolina Water Service called to assure us that the water was safe to drink. On this same day, our water was visibly red, discolored, and clearly undrinkable.
3. Water pressure is frequently inadequate. There have been at least three times in the past two years when there was no water available for part of the day.

Maureen Petkewich

(print name) Maureen Petkewich

Sworn to and subscribed before me this 28th day of

February 2007.  
Laura P. Valtorta

Notary public for South Carolina.

My commission expires: March 2, 2013



STATE OF SOUTH CAROLINA )

) AFFIDAVIT

COUNTY OF RICHLAND \_\_\_\_\_)

Before me, the undersigned Notary, Laura P. Valtorta, and on the 22nd day of February, 2007, personally appeared before me the undersigned affiant, **Thomas J. Callan**, who being first duly sworn by me on his oath, deposes and states as follows:

I AM OPPOSED TO ANY RATE INCREASE FOR CAROLINA WATER SERVICE UNTIL SUCH TIME AS I RECEIVE A LEVEL OF QUALITY AND CONSISTENCY IN THE WATER SERVICE I HAVE ALREADY PAID FOR.

THE FOLLOWING REASONS ARE THE BASIS FOR MY POSITION:

- 1) IN THE PAST TWELVE MONTHS I HAVE EXPERIENCED 5 INSTANCES OF INTERRUPTED OR DEGRADED WATER SERVICE. IN 36 YEARS OF MARRIAGE MY WIFE AND I HAVE LIVED UP AND DOWN THE EAST COAST AND NEVER EXPERIENCED THE POOR QUALITY OF WATER SERVICE WE HAVE SINCE OCTOBER 2005 WHEN WE MOVED WITHIN THE CAROLINA WATER SERVICE AREA.
- 2) WATER PRESSURE OVER THIS PAST SUMMER DROPPED VERY LOW, SUCH THAT WHEN TAPS WERE TURNED ON THEY SPATTERED AND VENTED AIR AND WATER CAME OUT AT A TRICKLE.
- 3) WATER HAS OFTEN BEEN DISCOLORED/CLOUDY, WITH A DISTINCT ODOR AND LEFT RESIDUE IN SINKS, TOILETS AND A NOTICEABLE ADVERSE IMPACT ON CLOTHING PUT THROUGH THE WASHING MACHINE.
- 4) IN CONJUNCTION WITH POOR WATER QUALITY AND PRESSURE, THERE HAVE BEEN SEVERAL INSTANCES WHEN WE WERE INSTRUCTED BY CAROLINA WATER THAT WE NEEDED TO BOIL OUR WATER BEFORE WE CONSUMED IT. UNFORTUNATELY, THE MAJORITY OF THESE NOTIFICATIONS ARE NOT TIMELY NOR ARE THEY FOLLOWED BY NOTICE OF PROBLEM RESOLUTION. BAD WATER IS ONE THING, BUT NOT TO BE ADVISED IN A TIMELY MANNER BY THOSE PAID TO MANAGE THE SYSTEM PLACES US AT A HEALTH HAZZARD.
- 5) WHEN I COMPARE WHAT I PAY CAROLINA WATER SERVICE, WITHOUT REGARD TO COMPARING QUALITY OR CONSISTENCY OF SERVICE, TO THE RATE I PAY FOR A SECOND HOME I HAVE IN AUGUSTA, GA I AM DISMAYED. IN AUGUSTA FOR SERVICE FROM 12/18 - 1/29/07, WITH 3000 GALLONS OF WATER AND FULL SEWER SERVICE THE CHARGE WAS ONLY \$30.28. FOR CAROLINA WATER SERVICE DURING THE PERIOD 02/12 - 03/09/07, WITH 2660 GALLONS OF WATER AND A HYBRID SEPTIC/SEWER SYSTEM THE CHARGE WAS \$55.24. SO I PAID MORE FOR LESS FROM CAROLINA WATER SERVICE, AND DURING THIS BILLING PERIOD WE HAD A SERVICE INTERRUPTION OF HALF A DAY PLUS WATER BOILING.

(print name) Thomas J. Callan

Sworn to and subscribed before me this 22nd day of February 2007.  
Laura P. Valtorta

Notary public for South Carolina.

My commission expires: March 2, 2013

STATE OF SOUTH CAROLINA )

COUNTY OF Pickens )

AFFIDAVIT

Before me, the undersigned Notary, Laura Huggins, on the 17 day of February, 2007, personally appeared the undersigned affiant, Jack A. Stewart, who being first duly sworn by me on his/her oath, deposes and says the following:

1. I am a resident of the aforementioned county and reside at 133 Forty Love Point, Chapin SC, 29036. Carolina Water Service ("CWS") provides the water service for my residence.
2. I believe CWS should not receive the rate increase it requested of the Public Service Commission in the fall of 2006 because of the following recurring problems or concerns with the water service CWS provides: Water pressure is consistently an issue. Stains from the water provided by CWS exist in my kitchen, laundry and bathrooms. I am unable to remove some of the mineral deposits with any success. I have used Tilex, vinegar solutions and CLR. We are unable to wash our cars with this water as it leaves terrible spots.
3. I have attempted to contact CWS to remedy one or more of the aforementioned problems, with little to no success. List dates and contact names of CWS representatives if available: Shortly after moving here in May 2000 I contacted CWS in regards to the pressure issue. They came out and placed a meter on my service to track the pressure. While this was not entirely successful because the meter was in disrepair and the rain affected the report. However, with just the bit of information we could see the pressure was shown in the single digits. No one ever addressed this issue. We have also called about several times when the water turned dark, was full of air bubbles and when there became a boil water advisory without any notice.

Jack A. Stewart  
Print Name: Jack A. Stewart

Subscribed and sworn to before me  
This 17 day of February 2007.

Laura Huggins, Notary Public  
For the State of South Carolina  
My commission expires: 5-26-08

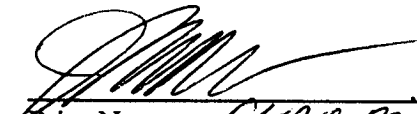
STATE OF SOUTH CAROLINA )

COUNTY OF Richland )

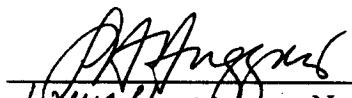
AFFIDAVIT

Before me, the undersigned Notary, Laura Huggins, on the 9th day of February, 2007, personally appeared the undersigned affiant, Chris Miller, who being first duly sworn by me on his/her oath, deposes and says the following:

1. I am a resident of the aforementioned county and reside at 208 MATCH POINT DRIVE, Chapin, SC, 29036. Carolina Water Service ("CWS") provides the water service for my residence.
2. I believe CWS should not receive the rate increase it requested of the Public Service Commission in the fall of 2006 because of the following recurring problems or concerns with the water service, CWS provides: LOW QUALITY & PRESSURE. LOTS OF MINERAL DEPOSITS. MAXIMUM WATER PRESSURE IS 42 PSI. LOW WATER SUPPLY IN THE SUMMER IS ALSO A CONCERN
3. I have attempted to contact CWS to remedy one or more of the aforementioned problems, with little to no success. List dates and contact names of CWS representatives if available: LOW WATER PRESSURE AT BOTH RESIDENCES IN 40 LAKE POINT. 109 RACKET RD BEING THE FORMER HOUSE.

  
Print Name: Chris Miller

Subscribed and sworn to before me  
This 9 day of February 2007.

  
Laura Huggins, Notary Public  
For the State of South Carolina  
My commission expires: 5/26/08

STATE OF SOUTH CAROLINA )  
COUNTY OF Richland )

AFFIDAVIT

Before me, the undersigned Notary, Brian Robbins, on the 9 day of February, 2007, personally appeared the undersigned affiant, Elizabeth Bowman, who being first duly sworn by me on his/her oath, deposes and says the following:

1. I am a resident of the aforementioned county and reside at 320 Forty Love Point, Chapin, SC, 29036. Carolina Water Service ("CWS") provides the water service for my residence.
2. I believe CWS should not receive the rate increase it requested of the Public Service Commission in the fall of 2006 because of the following recurring problems or concerns with the water service CWS provides: poor water pressure, poor service, poor quality of water (discoloration of fixtures in all bathrooms).
3. I have attempted to contact CWS to remedy one or more of the aforementioned problems, with little to no success. List dates and contact names of CWS representatives if available: \_\_\_\_\_

Elizabeth Bowman  
Print Name: Elizabeth Bowman

Subscribed and sworn to before me  
This 9th day of February 2007.

Brian Robbins  
\_\_\_\_\_, Notary Public

For the State of South Carolina  
My commission expires: Sept. 1, 2015

STATE OF SOUTH CAROLINA )

AFFIDAVIT

COUNTY OF Richland )

Before me, the undersigned Notary, Louise Huggins, on the 10 day of February, 2007, personally appeared the undersigned affiant, Nancy Williamsen, who being first duly sworn by me on his/her oath, deposes and says the following:

1. I am a resident of the aforementioned county and reside at 228 Match Point Drive, Chapin, SC, 29036. Carolina Water Service ("CWS") provides the water service for my residence.
2. I believe CWS should not receive the rate increase it requested of the Public Service Commission in the fall of 2006 because of the following recurring problems or concerns with the water service CWS provides: intermittent low to very low pressure and no water without warning, the water has ruined my faucet fixtures with a hard as stone build up of grayish residue in water, the water ~~one~~ smells musty and the laundry is smelly even with strong detergent & fab. softener, even water drips that dry on my counter leave a white /gray residue
3. I have attempted to contact CWS to remedy one or more of the aforementioned problems, with little to no success. List dates and contact names of CWS representatives if available: I called today to complain that I had no water, again, and wanted to know why I wasn't notified. The person told me I should have been by phone and verified my phone # and address on file - which was correct, but I was without water and not notified. And she did not know why.

\* ALSO, I've just found out there was a "boil water" advisory today that I did not know about. My children and I are now at risk because we were not notified!

Subscribed and sworn to before me  
This 10 day of February 2007.

Louise Huggins  
Notary Public  
For the State of South Carolina  
My commission expires: 5/26/08

Nancy Williamsen  
Print Name: Nancy M. Williamsen

## STATE OF SOUTH CAROLINA

## AFFIDAVIT

COUNTY of Richland \_\_\_\_\_

Before me, the undersigned Notary, Laura P. Valtorta, and on the 29th day of March, 2007, personally appeared before me the undersigned affiant, Sarah Crowe, who being first duly sworn by me on her oath, deposed and states as follows:

I am against the rate increase request by Carolina Water Service.

The following reasons are what have influenced my opinion:

- 1) The water pressure is the lowest I've ever experienced and is even lower now in Forty Love after the addition of the Phase III houses in spite of an additional well that was supposedly added.
- 2) The cost of water through Carolina Water is astronomical and more than I've ever paid prior to moving to this area (for much less in overall quality).
- 3) The mineral content is and has always been so high that every faucet in the house is ruined including replacements from just a few years back. The residue is impossible to remove from any surface – glass or countertop.
- 4) Air bubbles, discoloration and the strange smell of the water make drinking from the tap a questionable decision so we buy water after spending an outrageous amount for water (as noted earlier).
- 5) No possibility of fire hydrants for neighborhood homes due to the lack of pressure.
- 6) Several boil water events over the years, some of which were seriously low-pressure events. We have at times received no notification of these events and others times received either a call or notice at the front entrance to the neighborhood. At best this is irritating, but possibly dangerous or at least harmful to our health.

Sarah Wells Crowe

Sarah Wells Crowe (print name)

Sworn to and subscribed before me this 29th day of March 2007.

Laura P. Valtorta, Notary Public for South Carolina.

My commission expires: March 3, 2013

THE STATE OF SOUTH CAROLINA  
In the SUPREME COURT

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APPEAL FROM THE PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

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Docket no. 2006- 92-W/S

South Carolina Office of Regulatory Staff.....Appellant  
v.  
Carolina Water Service, Inc.....Respondent

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**CERTIFICATE OF SERVICE**

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This is to certify that I have one served one copy of the Amended Notice of Motion and Motion to File Amicus Curiae Brief, by placing same in the U.S. Mail, postage prepaid, on March 30, 2007, addressed as follows:

John M.S. Hoefer, Esquire  
Benjamin P. Mustian, Esquire  
Willoughby & Hoefer, P.A.  
P.O. Box 8416  
Columbia, SC 29202-8416

C. Dukes Scott, Esquire  
Florence P. Belser, Esquire  
Nanette S. Edwards, Esquire  
South Carolina Office of Regulatory Staff  
P.O. Box 11263  
Columbia, SC 29211

Charles L.A. Terreni, Esquire  
Chief Clerk & Administrator  
Public Service Commission of South Carolina  
101 Executive Center Drive  
Columbia, SC 29210

March 30, 2007

HOME  
223 Forty Love Point Drive  
Chapin, SC 29036

*Laura P. Valtorta*  
Laura P. Valtorta, Esquire  
FORTY LOVE POINT HOMEOWNERS ASSOC.  
903 Calhoun Street  
Columbia, SC 29201  
(803) 771-0828